

# **Metropolitan Water Reclamation District of Greater Chicago**

100 East Erie Street  
Chicago, IL 60611



## **Regular Board Meeting Minutes**

**Thursday, April 4, 2013**

**10:00 AM**

**Board Room**

### **Board of Commissioners**

*Commissioner Michael A. Alvarez, Commissioner Frank Avila, Vice-President Barbara J. McGowan, Commissioner Cynthia M. Santos, Commissioner Debra Shore, Chairman of Finance Mariyana T. Spyropoulos, Commissioner Kari K. Steele, Commissioner Patrick D. Thompson, President Kathleen Therese Meany*

#### **THE FOLLOWING PROCEDURES WILL GOVERN THE MEETING PROCESS:**

- 1. Board Members who vote "Nay, Present, or Abstain" or have a question on any item may request the item be removed from the Consent Agenda.**
- 2. Citizens in the audience who address the Board on any item may request the item be removed from the Consent Agenda.**
- 3. Items removed from the Consent Agenda are considered separately.**
- 4. One roll call vote is taken to cover all Consent Agenda Items.**

## Call Meeting to Order

President Kathleen Therese Meany presiding, called the meeting to order at 10:00 a.m.

## Roll Call

**Present:** 8 - Michael A. Alvarez; Frank Avila; Barbara J. McGowan; Cynthia M. Santos; Debra Shore; Mariyana T. Spyropoulos; Patrick D. Thompson; and Kathleen Therese Meany

**Absent:** 1 - Kari K. Steele

## Approval of Previous Board Meeting Minutes

A motion was made by Debra Shore, seconded by Barbara J. McGowan, that the minutes from the last meeting be approved without having to read them into the record. The motion carried by acclamation. Chorus of ayes - No nays

## Recess and Reconvene as Committee of the Whole

A motion was made by Barbara J. McGowan, seconded by Debra Shore, to recess and reconvene as a committee of the whole. The motion carried by acclamation. Chorus of Ayes - No Nays

## Recess and Reconvene as Board of Commissioners

At 11:05 a.m. President Kathleen Therese Meany reconvened the regular board meeting to order

## Finance Committee

### Report

- 1     [13-0279](#)     Report on Cash Disbursements for the Month of February 2013, in the amount of \$21,451,451.23

Attachments:     [13-0279 February 2013 Cash Disbursements Summary](#)

Published and Filed

## Procurement Committee

### Report

- 2     [13-0281](#)     Report of bid opening of Tuesday, March 19, 2013

Published and Filed

- 3      [13-0284](#)      Report of bid opening of Tuesday, March 26, 2013

**Published and Filed**

**Authorization**

- 4      [13-0287](#)      Authorization to amend Board Order of July 14, 2011, regarding authority to issue purchase order and enter into an agreement with Emerson Process Management Power and Water Solutions, Inc., for Hardware and Software Repair Services to Maintain the Emerson DCS Process Control Systems at the Egan, Kirie and Hanover Park Water Reclamation Plants, in an amount not to exceed \$496,400.00, Account 101-67000-612650, Requisition 1324541, Agenda Item No. 23, File No. 11-0846

**Approved**

- 5      [13-0288](#)      Authorization to amend Board Order of March 7, 2013, regarding Authority to advertise Contract 13-975-11 Repair and Upgrade Services for the Video Surveillance System at the Stickney Water Reclamation Plant, estimated cost \$35,000.00, Accounts 101-69000-612680, Requisitions 1357898, Agenda Item No. 12, File No. 13-0198.

**Approved**

- 6      [13-0294](#)      Authorization to accept initial annual rental bid of \$68,501.00 from and enter into a lease with the Wilmette Harbor Association for a 39-year term on 6.19 acres of District real estate, including the Wilmette Harbor, located at 20 Harbor Drive in Wilmette, Illinois; North Shore Channel Parcels 1.02, 1.03 & 1.04, Lease Number 12-370-11 (*Deferred from March 7 and March 21, 2013 Board Meetings*)

**Attachments:**      [04-04-13\\_WHA.pdf](#)

*A motion was made by Mariyana T. Spyropoulos, seconded by Barbara J. McGowan that this item be deferred.*

*A motion was made by Mariyana T. Spyropoulos, seconded by Cynthia M. Santos to lift the earlier deferral. Motion carried by roll call 8:0*

**A motion was made by Frank Avila, seconded by Cynthia M. Santos, that this Agenda Item be Approved. The motion failed. The motion carried by the following roll call vote:**

**Aye:**    3 -    Debra Shore, Patrick D. Thompson, Kathleen Therese Meany

**Nay:**    4 -    Michael A. Alvarez, Frank Avila, Barbara J. McGowan, Cynthia M. Santos

**Present:**    1 -    Mariyana T. Spyropoulos

**Absent:**    1 -    Kari K. Steele

- 7      [13-0301](#)      Authorization to accept initial annual rental bid for Contract 12-375- 11 Proposal to Lease for 10-years 22.903 acres of District real estate located at 15660 Canal Bank Road in Lemont, Illinois; Main Channel Parcel 23.03 from A. Block Marketing, Inc. in the amount of \$210,000.00

**Attachments:**      [04-04-13 CONTRACT 12-375-11.pdf](#)

**Approved**

- 8      [13-0305](#)      Authorization to amend Board Order of February 21, 2013, for Authority to advertise Contract 13-628-11 Repair of Truck Scales at Various Service Areas, estimated cost \$33,000.00, Accounts 101-66000/69000-612650/612680/623270, Requisitions 1350307 and 1351244, Agenda Item No. 15, File No. 13-0128

**Approved**

**Authority to Advertise**

- 9      [13-0280](#)      Authority to advertise Contract 11-241-3P Disinfection Facilities, Calumet Water Reclamation Plant, estimated cost \$33,000,000.00, Account 401-50000-645650, Requisition 1358920

**Approved**

- 10      [13-0291](#)      Authority to advertise Contract 13-616-11 Power Distribution Equipment Calibration and Testing at Various Service Areas, estimated cost \$1,022,388.00. Accounts 101-67000/68000/69000-612600/612650/612680, Requisitions 1356613, 1356606, 1339245, 1338185 and 1335437

**Deleted by the Executive Director**

- 11      [13-0295](#)      Authority to advertise Contract 13-108-11 Furnish and Deliver Automatic Samplers, estimated cost \$43,000.00, Account 101-16000-623570, Requisition 1358229

**Approved**

- 12      [13-0306](#)      Authority to advertise Contract 13-617-11 Inspection and Repair of Cranes and Hoists at Various Locations, estimated cost \$433,200.00, Accounts 101-67000/68000/69000-612240/612650/612760, Requisitions 1347222, 1356230, 1355537, 1355539, 1356571, 1356574, 1356206, 1347219, 1353528

**Approved**

- 13      [13-0308](#)      Authority to advertise Contract 13-926-11 Furnish and Deliver Acoustic Enclosure Panels for the Pump and Blower House at the Stickney Water Reclamation Plant, estimated cost \$75,000.00, Account 101-69000-623170, Requisition 1358244

**Approved**

- 14      [13-0310](#)      Authority to advertise Contract 13-932-21, Painting Services in the Stickney Service Area, estimated cost \$1,636,000.00, Accounts 201-50000-645700/645750, Requisition 1351601  
  
Approved

**Issue Purchase Order**

- 15      [13-0292](#)      Issue purchase order to System Solutions, Inc. to Furnish and Deliver Cisco Web Security Equipment Maintenance to the Main Office Complex for a one-year period, in an amount not to exceed \$31,765.13, Account 101-27000-612820 Requisition 1358934  
  
Approved

- 16      [13-0304](#)      Issue purchase order to Ashbrook Simon-Hartley Operations, L. P., to Furnish and Deliver Replacement Parts for the Gravity Belt Thickeners at the Egan Water Reclamation Plant, in an amount not to exceed \$66,000.00, Account 101-67000-623270, Requisition 1353133  
  
Approved

**Award Contract**

- 17      [13-0285](#)      Authority to award Contract 08-170-3D (Re-Bid), Office, Shop & Storage Facility Service Tunnel Rehabilitation at the Stickney Water Reclamation Plant, to Path Construction Company, Inc., in an amount not to exceed \$747,800.00, Account 401-50000-645750, Requisition 1326267

Attachments:      [APP D 08-170-3D.pdf](#)

Approved

**Increase Purchase Order/Change Order**

- 18      [13-0282](#)      Authority to increase purchase order and amend the agreement with Tetra Tech, Inc., for professional services in connection with environmental site investigations of MWRDGC-owned land, in an amount of \$374,449.00, from an amount of \$330,864.89, to an amount not to exceed \$705,313.89, Account 901-30000-667220, Purchase Order 3073463

Attachments:      [3073463 020713.pdf](#)

Deleted by the Executive Director

- 19      [13-0283](#)      Authority to increase purchase order and amend the agreement with Cavanaugh & Associates, for forensic psychiatric evaluation services in an amount of \$15,000.00, from an amount of \$9,900.00, to an amount not to exceed \$24,900.00, Account 101-25000-612260, Purchase Order 3075044  
  
Approved

- 20      [13-0289](#)      Authority to increase Contract 12-053-11, Furnish and Deliver Lamps, to Helsel-Jepperson Electrical, Inc., in an amount of \$10,000.00, from an amount of \$73,231.02, to an amount not to exceed \$83,231.02, Account 101-20000-623070
- Approved**
- 21      [13-0296](#)      Authority to increase Contract 08-171-3P Westside Imhoff Battery A and Skimming Tank Demolition, Stickney Water Reclamation Plant, to Sollitt/Sachi/Alworth JV in an amount of \$190,982.74, from an amount of \$41,386,131.00, to an amount not to exceed \$41,577,113.74, Account 401-50000-645650, Purchase Order 5001182
- Attachments:**      [CO 08-171-3P.PDF](#)
- Approved**
- 22      [13-0297](#)      Authority to increase Contract 06-023-3P Stop Logs and Diversion Pumps at Wilmette Pump Station and Evanston Pump Station Rehabilitation, North Service Area, to F.H. Paschen/S.N. Nielsen in an amount of \$30,677.51, from an amount of \$17,651,372.68, to an amount not to exceed \$17,682,050.19, Accounts 101-50000-612620, 401-50000-645620 and 645720, Purchase Order 5001266
- Attachments:**      [CO 06-023-3P.PDF](#)
- Approved**
- 23      [13-0299](#)      Authority to increase Contract 10-849-11, Repair of Heavy Equipment at the Calumet Water Reclamation Plant and Calumet Solids Management Area, to Patten Industries, Inc., in an amount of \$34,000.00, from an amount of \$244,997.53, to an amount not to exceed \$278,997.53, Accounts 101-66000/68000-612760, Purchase Order 5001197
- Attachments:**      [10-849-11.pdf](#)
- Approved**
- 24      [13-0302](#)      Authority to decrease Contract 11-690-11 Beneficial Reuse of Biosolids from LASMA, CALSMA, and the Egan Water Reclamation Plant, to Stewart Spreading, Inc., in an amount of \$25,000.00, from an amount of \$14,707,340.65 to an amount not to exceed \$14,682,340.65, Accounts 101-66000/67000-612520, Purchase Order 5001262
- Attachments:**      [11-690-11 20130313.pdf](#)
- Approved**

- 25      [13-0307](#)      Authority to decrease purchase order and amend the agreement with Siemens Industry, Inc., to Provide Parts and Services to Maintain the Siemens HVAC Equipment at the OSS Complex at the Stickney Water Reclamation Plant and the Monitoring and Research Laboratory at the Calumet Water Reclamation Plant, in an amount of \$32,151.32, from an amount of \$474,598.26, to an amount not to exceed \$442,446.94, Accounts 101-68000/69000-612680, Purchase Order 3067267

**Attachments:**      [3067266 and 3067267.pdf](#)

**Approved**

- 26      [13-0312](#)      Authority to decrease Contract 11-918-11, H.V.A.C. and Refrigeration Systems Maintenance in the Stickney Service Area, to Anchor Mechanical, Inc., in an amount of \$55,000.00, from an amount of \$846,336.47, to an amount not to exceed \$791,336.47, Account 101-69000-612680, Purchase Order 5001233

**Attachments:**      [11-918-11 Change Order Log as of 3-19-13 for 4-4-13 BM.pdf](#)

**Approved**

## **Budget & Employment Committee**

### **Authorization**

- 27      [13-0278](#)      Authority to transfer 2013 departmental appropriations in the amount of \$118,500.00 in the Corporate and Construction Funds

**Attachments:**      [04.04.13 Board Transfer BF5.pdf](#)

**Approved**

## **Engineering Committee**

### **Authorization**

- 28      [13-0324](#)      Authorization to amend Board Order of October 18, 2012, regarding Report on negotiations with consultants, for geotechnical analysis and sub-surface exploration for various construction projects, in an amount not to exceed \$750,000.00, Accounts 101-50000-612380, 201-50000-612380 and 401-50000-612380, Agenda Item No. 31, File No. 12-1436

**Approved**

## **Judiciary Committee**

**Authorization**

- 29      [13-0311](#)      Authority to settle the Catholic Bishop of Chicago's delinquent User Charges and to execute such documents as may be necessary to effectuate settlement
- A motion was made by Cynthia M. Santos, seconded by Barbara J. McGowan, that this Agenda Item be Approved. The motion carried by the following roll call vote:**
- Aye:**    7 -    Michael A. Alvarez, Frank Avila, Barbara J. McGowan, Cynthia M. Santos, Debra Shore, Mariyana T. Spyropoulos, Kathleen Therese Meany
- Abstain:** 1 -    Patrick D. Thompson
- Absent:**  1 -    Kari K. Steele

**Real Estate Development Committee****Authorization**

- 30      [13-0313](#)      Authority to ratify the Executive Director's issuance of a 30-day permit extension to Wilmette Harbor Association to continue to occupy approximately 0.69 acres of District real estate located on North Shore Channel Parcels 1.02, 1.03 and 1.04, plus the Wilmette Harbor in Wilmette, Illinois. Consideration shall be \$5,583.50
- Attachments:**      [04-04-13\\_WHA.pdf](#)
- Approved**
- 31      [13-0314](#)      Consent to assignment of lease from Hannah Maritime Corporation to Full Circle Repair, LLC on 38.87 acres of District real estate located at 13155 Grant Road in Willow Springs, Illinois; Main Channel Parcels 26.05 & 27.01. Consideration shall be a \$2,500.00 document preparation fee
- Attachments:**      [04-04-13\\_HANNAH 38.87.pdf](#)
- Approved**
- 32      [13-0315](#)      Consent to assignment of lease from Hannah Maritime Corporation to Full Circle Shipyard, LLC on 44.8 acres of District real estate located at 13155 Grant Road in Willow Springs, Illinois; Main Channel Parcel 26.01. Consideration shall be a \$2,500.00 document preparation fee
- Attachments:**      [04-04-13\\_HANNAH 44.8.pdf](#)
- Approved**



- 33      [13-0316](#)      Authority to grant a 25-year, 15.24' x 65.00' non-exclusive easement to Commonwealth Edison Company to construct, reconstruct, operate, maintain, repair and remove overhead electrical transmission lines together with appurtenances thereto on a portion of District real estate located at 16500 Des Plaines River Road in Lemont, Cook County, Illinois, Main Channel Parcel 22.06. Consideration shall be an initial annual fee of \$2,500.00

**Attachments:**      [04-04-13\\_COMED.pdf](#)

**Approved**

- 34      [13-0318](#)      Rescind Board Order of September 6, 2012, authorizing the entering into a lease agreement with the Chicago Park District on approximately 2.66 acres of District real estate located south of 124th Place, north of 125th Place, and east of Michigan Avenue in Chicago, Illinois, for public park and recreational purposes

**Attachments:**      [94-04-13\\_ROSELAND 2.66.pdf](#)

**Approved**

- 35      [13-0320](#)      Authority to commence statutory procedures to lease approximately 0.693 acres of District real estate located south of Devon Avenue and east of McCormick Boulevard in Chicago, IL; part of North Shore Channel Parcel 8.06

**Attachments:**      [04-04-13\\_CHEDER.pdf](#)

**Approved**

- 36      [13-0321](#)      Authority to issue a 5-month permit to the Roseland Little League Baseball Organization on approximately 2.66 acres of District real estate located at 12483 South Michigan Avenue in Chicago to continue to maintain and operate little league baseball fields. Consideration shall be \$2,500.00

**Attachments:**      [Map.Rosland 4.4.13.pdf](#)

**Approved**

- 37      [13-0322](#)      Authority to commence statutory procedures to lease approximately 2.66 acres of District real estate located at 12483 South Michigan Avenue in Chicago Illinois

**Attachments:**      [Map.Roseland 4.4.13.pdf](#)

**Approved**

## Miscellaneous and New Business

**Ordinance - Right of Way**

- 38      [R13-002](#)      Ordinance amending Ordinance R12-008 establishing and authorizing the right-of-way for the construction, operation and maintenance of Flood Control Project for Upper Salt Creek, Contract No. 10-884-AF in parts of Sections 14 and 23, Township 35 North, Range 14, East of the Third Principal Meridian in Cook County, Illinois
- Attachments:**      [04-04-13\\_OR12008ER.pdf](#)  
                                 [04-04-13\\_OR12008CONTRACT10884AF.pdf](#)  
                                 [04-04-13\\_R12008BL.pdf](#)
- A motion was made by Frank Avila, seconded by Barbara J. McGowan, that this Right of Way Ordinance be Adopted. The motion carried by the following roll call vote:**
- Aye:**    8 -    Michael A. Alvarez, Frank Avila, Barbara J. McGowan, Cynthia M. Santos, Debra Shore, Mariyana T. Spyropoulos, Patrick D. Thompson, Kathleen Therese Meany
- Absent:**   1 -    Kari K. Steele

**Additional Agenda Items**

- 39      [13-0325](#)      RESOLUTION sponsored by the Board of Commissioners recognizing St. Paul's Lutheran School as Second Place Winner of the Chicago Regional Future City Competition
- A motion was made by Frank Avila, seconded by Barbara J. McGowan, that this Resolution be Adopted. The motion carried by acclamation. Chorus of ayes - No nays**
- 40      [13-0326](#)      Authorization to amend Board Order of October 18, 2012, regarding Report on negotiations with consultants, for geotechnical analysis and sub-surface exploration for various construction projects, in an amount not to exceed \$750,000.00, Accounts 101-50000-612380, 201-50000-612380 and 401-50000-612380, Agenda Item No. 31, File No. 12-1436
- Deleted by the Executive Director**
- 41      [13-0331](#)      Authority to settle claim of International Union of Operating Engineers, Local 150 against Vulcan Construction Materials, LLP in the amount of \$700,000.00, plus payment of agreed upon wages and fringe benefits for the duration of the project, Account 401-50000-645620
- Approved**

- 42      [13-0332](#)      Authority to increase Contract 73-161-EH McCook Reservoir Excavation Agreement, to Vulcan Construction Materials, L.P., in an amount of \$6,250,000.00, from an amount of \$60,245,394.23, to an amount not to exceed \$66,495,394.23, Account 401-50000-645620, Purchase Order 5000176

**Attachments:**      [CO 73-161-EH.pdf](#)  
                                 [Mining Costs - April 2013](#)

Approved

**Approval of the Consent Agenda with the exception of Items: 6, 10, 18, 29, 38, 39, and 40**

**A motion was made by Cynthia M. Santos, seconded by Frank Avila, to Approve the Consent Agenda. The motion carried by the following roll call vote:**

**Aye:**    8 -    Michael A. Alvarez, Frank Avila, Barbara J. McGowan, Cynthia M. Santos, Debra Shore, Mariyana T. Spyropoulos, Patrick D. Thompson, Kathleen Therese Meany

**Absent:**   1 -    Kari K. Steele

## **Meeting Summary**

### **Speakers**

*Amanda Lams, Deirdre Lee and Annika Wassilak from St. Paul's Lutheran School accepted the resolution recognizing St. Paul's Lutheran School as Second Place Winner of the Chicago Regional Future City Competition (Re: Miscellaneous & New Business Item #39)*

*Warren James, Wilmette Harbor Management Inc.; Jim Dominik, Wilmette Harbor Association, Inc.; and Thomas Curtain, Arlington Anglers addressed the Board regarding the lease (Procurement Item #6)*

*Kim Rice, Friends of the Chicago River, praised the Board and Staff for their efforts (Re: Procurement Item #9)*

*George Blakemore, concerned citizen, addressed the Board on various items (Re: Procurement Item #6, Real Estate Items #31, 32, 36)*

*Jackson Blue addressed the Board regarding a newspaper article addressing the low levels in Lakes Michigan and Huron*

**Summary of Requests**

*David St. Pierre*

1 Cynthia M. Santos requested a thorough investigation on upgrading the surveillance system (Re: Procurement Item #5)

2. Barbara J. McGowan requested that Staff verify a company's standing with the state of Illinois before items are presented to the Board (Re: Procurement Item #6)

*Ron Hill*

3 Mariyana T. Spyropoulos requested a breakdown of all lease re-appraisals (Re: Real Estate #31)

4 Mariyana T. Spyropoulos requested a mandatory easement for the property (Re: Real Estate Item #34)

**Study Session**

*None*

**Announcements**

*None*

**Board Letter Submission Dates**

The next regular board meeting is scheduled for April 18, 2013, please prepare and submit Board items before the following absolute cutoff dates.

Date agenda items are due to the Director of Procurement and Materials Management for signature and preparation: April 5, 2013

Date agenda items are due to the Executive Director for signature and preparation: April 9, 2013

Date all agenda items are due to the Executive Director: 1:00 p.m., April 11, 2013

**Adjournment**

A motion was made by Cynthia M. Santos, seconded by Mariyana T. Spyropoulos, when the Board adjourns, it adjourns to meet again on Thursday, April 18, 2013 at 10:00 a.m., and also move that today's meeting be adjourned. The motion carried by the following roll call vote:

/s/ Jacqueline Torres, Clerk

**Aye:** 7 - Frank Avila, Barbara J. McGowan, Cynthia M. Santos, Debra Shore, Mariyana T. Spyropoulos, Patrick D. Thompson, Kathleen Therese Meany

**Absent:** 2 - Michael A. Alvarez, Kari K. Steele

**APPROVAL:**

In accordance with the provisions of 70ILCS 2605/4, each of the foregoing agenda items duly adopted by the Board of Commissioners of the Metropolitan Water Reclamation District of Greater Chicago this April 4, 2013, are hereby approved.

**APPROVED:**

/s/ Kathleen Therese Meany

President Board of Commissioners of the  
Metropolitan Water Reclamation District of Greater Chicago

April 4, 2013